

By-law 2017-199

**A By-law of the City of Greater Sudbury to Authorize the Transfer of
200 Larch Street in Sudbury Described as PIN 73584-0126 (LT) to
Canadian Mental Health Association Sudbury / Manitoulin by Way of a Grant**

Whereas by resolution PL2016-25, subsequently adopted by Council, the City of Greater Sudbury declared certain lands municipally known as 200 Larch Street in Sudbury legally described as PIN 73584-0126 (LT) being part of Lot 68, Block "A", Plan 3S, part of Lots 5 and 6, Plan 53R-13822 being Parts 14 to 22, Plan 53R-13822, Township of McKim, City of Greater Sudbury, surplus to its needs;

And Whereas the Canadian Mental Health Association Sudbury / Manitoulin approached the City to transfer the said land to it by way of grant, to be used for the development of 15 supportive housing units on the second floor and for delivery of supportive services to persons who are homeless and other vulnerable persons, including the delivery of a managed alcohol program, the delivery of a low barrier emergency shelter;

And Whereas pursuant to Section 107 of the *Municipal Act, 2001*, S.O. 2001, c. 25 the Council may pass By-laws for grants to certain bodies for purposes in the interest of the City;

And Whereas Council of the City of Greater Sudbury deems a grant to the Canadian Mental Health Association Sudbury / Manitoulin be in the public interest;

And Whereas the City of Greater Sudbury has authority under the *Municipal Act, 2001*, to dispose of the said land;

Now therefore the Council of the City of Greater Sudbury hereby enacts as follows:

1. A transfer of the property municipally known as 200 Larch Street in Sudbury legally described as PIN 73584-0126 (LT) being part of Lot 68, Block "A", Plan 3S, part of Lots 5 and 6, Plan 53R-13822 being Parts 14 to 22, Plan 53R-13822, Township of McKim, City of Greater Sudbury to Canadian Mental Health Association Sudbury / Manitoulin, by way of a grant, is hereby approved, conditional upon the Canadian Mental Health Association Sudbury / Manitoulin entering into a Use and Right of Reconveyance Agreement, under which the Canadian Mental Health Association Sudbury / Manitoulin commits, for a period of 20 years, to the intended use of the property and to reconvey the property to the City of Greater Sudbury for nominal consideration and free of all encumbrances upon occurrence of specified events.

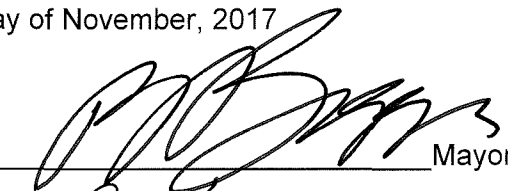
2.-(1) The Director of Assets and Fleet Services is hereby authorized to execute all required documents to complete this transaction and the City Solicitor is authorized to electronically register the Transfer of the said property and the Use and Right of Reconveyance Agreement and if necessary, to sign any documentation required in a reconveyance of the said property.

(2) The General Manager of Community Development is authorized to manage and administer the Use and Reconveyance Agreement and to make all decisions required thereunder, including authorizing and signing any amendment to the said agreement.

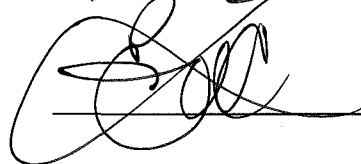
(3) The Director of Assets and Fleet Services is authorized to sign a postponement of the Use and Right of Reconveyance Agreement to mortgages given by the Canadian Mental Health Association Sudbury / Manitoulin on the said property, upon the written authorization of the General Manager of Community Development.

3. This By-law shall come into full force and effect upon passage.

Read and Passed in Open Council this 22nd day of November, 2017



Mayor



Clerk